COUNCIL MEETING

May 13, 2014

Mayor Coate led Council and the public in the Pledge of Allegiance.

The invocation was given by Pastor John Zuck of the Brethren in Christ Church.

Mayor Coate called the meeting to order.

Present were: Mayor Coate; Councilmembers: Fred Francis, Susan Willis, Jason Tinnerman, Scott Fogle, Ora Ashley, and Anthony Miller. Also present were: Manager Kline, Law Director Brosh, and Clerk Cantrell. Absent: None.

The following Certificate of the Clerk of the Council to the presiding Officer of the Council of the Municipality of West Milton was read: The undersigned certified that all requirements to notice and notification has been done or attempted to be done in compliance with Council Rule III.

Dated: May 13, 2014 Signed: Linda L. Cantrell CAP-OM

Clerk of Council

MOTION TO EXCUSE ABSENT COUNCILMEMBERS

There were no Councilmembers absent.

MINUTES

Scott Fogle made a motion, seconded Jason Tinnerman to adopt the April 8, 2014, Council Meeting Minutes. After a roll call vote, the motion passed unanimously. *Abstain*: None. *Absent*: None. *Minutes adopted*.

Scott Fogle made a motion, seconded by Ora Ashley to adopt the April 22, 2014, Council Workshop Meeting Minutes. After a roll call vote, the motion passed unanimously. *Abstain*: None. *Absent*: None. *Minutes adopted*.

OTHER MINUTES

There were no other minutes at this time.

CORRESPONDENCE TO COUNCIL

Manager Kline stated there was no correspondence at this time.

PRESENTATION FROM THE MIAMI VALLEY VETERANS MUSEUM

Mr. Mitchell Fogle, Director of the Miami Valley Veterans Museum, stated the museum is located at 107 W. Main Street in Troy. Mr. Fogle gave information as to the various events the museum would be participating in during the summer. He stated he was in the Navy for twenty-three (23) years and that he retired in 1994. Steve Skinner, Curator of the Miami Valley Veterans Museum, stated he was in the Navy and is a Vietnam Veteran. He stated the museum has over 1500 artifacts in their system. Mr. Skinner stated they have an artifact from the World Trade Center. He stated they want to honor individuals who have walked the path of honor. Mr. Skinner stated the museum hours are: Tuesday 12 p.m. – 3:00 p.m.; Wednesday 9:00 a.m. to 1:00 p.m.; and Saturday 9:00 a.m. – 1:00 p.m. He stated starting June 30, 2014, the hours will be 9:00 – 1:00 p.m. Susan Willis asked if the building where they are located is handicapped accessible. Mr. Skinner stated, "Yes." Manager Kline stated maybe they could be a part of the Fourth of July Parade. He stated the theme is "Hometown Heroes." Mr. Skinner stated they would take it back to the group and see what they would like to do. He stated if they do not have a float, they would need a care to ride in. Fred Francis asked Mr. Skinner if they were still having their monthly event where they have coffee, donuts, and conversation. Mr. Skinner stated they do and invited everyone to attend. Mr. Skinner stated they have a Blue Star Mothers section for those who have children in the service.

COMMENTS FROM CITIZENS

Mr. James Green of 210 Wagoner Road asked about the new water meters that are going in. He stated the old meters were made of brass and did not need to be grounded; but that the new meter are made of plastic and need to have a ground placed in with them. Tim Swartztrauber stated if he wanted to put a jumper across his meter he could do so. Mr. Green asked if he put it in and it tears up who is responsible to replace it. Mr. Swartztrauber stated he would not tear it up. Mr. Green stated if he puts a ground on the meter it would have to be inspected by the County and wanted to know who was going to pay for the inspection fee. Mayor Coate asked Mr. Green if he had a ground before the line was changed. Mr. Green stated he did not need one before the new meter went in. He stated Rob at the County told him it would have to be grounded – that he would need a second ground into his home. Mayor Coated asked for Rob's number. Mr. Green stated it is 440-8121.

Mr. Green also asked why the Municipality was hauling kids in the back of an open truck. Chief Kimpel stated as long as they are sitting down it is legal. The students were helping do cleanup projects as part of Student Government Days.

Mr. Green asked Manager Kline about a camper that is sitting in the yard of a West Milton resident. He stated someone is living in the camper and nothing has been done about it. Manager Kline asked Mr. Green to come to the office and give him the address and talk to him about it.

Mayor Coate asked Mr. Green to have patience and asked if he had talked to Mr. Swartztrauber. Manager Kline stated Mr. Green asked for permission to get into his pit. He stated he gave Mr. Green a letter giving him permission to get into his pit to put in a ground wire. Manager Kline stated maybe he should not have allowed Mr. Green to do this. Mr. Swartztrauber stated Shane stated Mr. Green could use a hose clip. Mr. Swartztrauber stated he is investigating this and would get back to Mr. Green. Jason Tinnerman asked if other cities have plastic lines. Mr. Swartztrauber stated, "Yes." He asked Mr. Green if the first ground wire going into his home would take care of lighting coming into his home. Mr. Tinnerman stated he did not see where it would be the Municipality's responsibility to provide a secondary ground for each home in West Milton. Mr. Green asked Law Director Brosh who is responsible if he gets into his pit and something happened. Law Director Brosh stated, "You are." Mayor Coate thanked Mr. Green for coming and stated Mr. Swartztrauber would continue checking into this.

ORDINANCES AND RESOLUTIONS

Emergency Ordinance CM-14-10

Emergency Ordinance CM-14-10 was introduced by Council and read by Law Director Brosh, AN ORDINANCE TO AMEND THE 2014 APPROPRIATIONS AND DECLARING AN EMERGENCY. Fred Francis made a motion, seconded by Scott Fogle to adopt Emergency Ordinance CM-14-10. After a roll call vote, the motion passed unanimously. Abstain: None. Absent: None. Emergency Ordinance CM-14-10 adopted.

Resolution CM-14-11

Resolution CM-14-11 was introduced by Council and read by Law Director Brosh, A RESOLUTION DECLARING THE INTENTION TO PROCEED UNDER THE ALTERNATIVE TAX DOCUMENT FORMAT PROVIDED UNDER SECTION 5705.281 OF THE OHIO REVISED CODE. Scott Fogle made a motion, seconded by Fred Francis to adopt Resolution CM-14-11.

After a roll call vote, the motion passed unanimously. *Abstain*: None. *Absent*: None. *Resolution CM-14-11 adopted*.

MUNICIPAL MANAGER

1) Camera Purchase –

Manager Kline stated Tim Swartztrauber has conducted his review of camera options to help take the next steps toward fixing the I&I issues. He stated Mr. Swartztrauber is recommending a camera be purchased from Spartan Tool from Mendota, IL. Manager Kline stated the final quote is thirteen thousand five hundred (\$13,500) dollars. He stated twenty-six thousand (\$26,000) dollars was budgeted for the camera purchase. Manager Kline stated he wanted to keep Council apprised of the purchase.

2) Meter Install Update -

Manager Kline stated the Municipality has past the one thousand three hundred (1,300) mark for meter installations. He stated training for the computer system, a three-day session, for the staff has been scheduled for June 24-26, 2014. Manager Kline stated the Municipality is on schedule to go live by the July billing. He stated all of the meters would be in by June 26, 2014. Manager Kline stated once all the meters are in they would start receiving daily reports.

3) Wine Permit –

Manager Kline stated Jason Tinnerman received a call regarding Izzy's Drive-Thru located on St. Rt. 571 being sold to the Hueslkamp and Kremer Company. Manager Kline stated this company has twenty-four (24) other drive-thru type locations and has been in business since 1986. He stated they have made a request to allow a transfer of a wine sales permit from their Vandalia location that was damaged from a tornado last year to the West Milton location. Currently, Izzy's has a beer only permit and believes adding a wine permit to this location would allow the drivethru to be more economically viable. Manager Kline stated the Ohio Department of Commerce has changed the rules to allow local government officials to sign off on a transfer form allowing for the expediting of the process. He stated he asked Law Director Brosh to review and advise. Manager Kline stated no formal action is needed to be taken by Council. He stated if it is considered to be an economic project an elected official can sign off on this. Susan Willis stated if it would help a business she is okay with it. It was the consensus of Council to approve the transfer of the permit.

4) Fall Fling –

Susan Willis made a motion, seconded by Fred Francis, to allow the sale of tickets for beer in a controlled beer garden tent in the park for the Fall Fling from 4:00 p.m. until 11:00 p.m. and allow the redemption of the tickets until 11:30 p.m. (as the festival closes at 12:00 a.m.). After a roll call vote, the motion passed unanimously. Abstain: None. Absent: None.

5) Hometown Heroes -

Manager Kline thanked Joyell for writing the article regarding "Hometown Heroes." He stated anyone wanting to recognize their father, mother, daughter, son, brother, sister, or any member of their family as a "Hometown Hero" could place their order for a banner to be placed on the poles in downtown West Milton. Manager Kline stated applications and photos of the person need to be turned in by May 23, 2014. He stated a small banner (16 x 45) costs one hundred and twenty (\$120.00) dollars and the larger banner (30 x 60) costs one hundred and fifty (\$150.00) dollars. Manager Kline stated the banners would be up for Memorial Day, Fourth of July, and Veterans Day.

6) Old School Park Presentation -

The Park Board Members were present to help with the presentation of the Master Plan for the Old School Park. Mark Pricer, Chairman of the Park Board, gave information regarding the plans for the park. He introduced Cindy Driskell of Jaccyn Design who showed numerous drawings for different areas of the park. Ms. Driskell showed proposed areas that would contain the following items: splash pad area, seating, a play area for two (2) to five (5) year olds, an area for five (5) to twelve (12) year olds, swing sets, walkway, restroom area, seating near a flagpole, shelters, a place for corn hole games, a place to play horseshoes, a butterfly garden, a play area with climbing structures, shade garden area, woodland area, area for tables and grills, archway entries, a spirit wall, ornamental trees, sitting areas to watch practice at the practice field, post lighting and low level lighting, BMX and skating plaza, and exercise areas (maybe five (5) stations for exercise). Mr. Pricer stated the Park Board wants the park to have a place for everyone. He stated a lot of this would be long term in getting it completed. Mr. Pricer stated they would like to have a walkway and restrooms then it becomes a park. He discussed the different stages of getting the park to completion. Jason Tinnerman stated, "It is stunning, it is beautiful." Manager Kline gave out sheets containing figures of the estimated costs to do the park. He stated he would work to get grants for the restrooms. Susan Willis stated she believes the community would help do fundraisers to help raise

money to do different areas of the park. Scott Fogle stated he thinks the Municipality needs to have a communication plan to communicate this to the public. He stated he thinks by helping to raise money to do areas of the park would help in getting the community to take ownership in the park. It was discussed that there would need to be a landscaping plan, drainage plan, and a plan as to where the electrical conduit needs to be placed. Scott Fogle asked if Jaccyn Design would continue to be involved with the planning of the park. Manager Kline stated they would continue to be involved with the planning of the park and that he had asked them for a preliminary budget. Mayor Coate thanked the Park Board for their work.

7) Workshop Meeting –

A Council Workshop Meeting will be held on Tuesday, May 27, 2014, at 7:30 p.m. in Council Chambers.

COMMENTS FROM CITIZENS

There were no comments from citizens at this time.

COMMENTS FROM COUNCIL

Jason Tinnerman stated he would like to see yards mowed and things in front and back yards cleaned up. He stated some communities have enforcement officers to look at and find these places. Mr. Tinnerman stated the Municipality needs to crack down on these things. Manager Kline stated the Ordinance requires two (2) letters be sent out. He stated one letter has gone out and the second one is going out. Manager Kline stated some mowing would be done in the next few weeks.

Jason Tinnerman asked Law Director Brosh if she had heard from the people wanting to save the dam. Ms. Brosh stated, "No."

Mayor Coate asked if the little red house on Stillwater would be demolished. Manager Kline stated the County was going to do it; but does not know what the County is doing with the house yet.

EXECUTIVE SESSION

Fred Francis made a motion, seconded by Susan Willis to adjourn into an Executive Session as provided by Section 4.12(B)(5)(a) to consider the appointment, employment, and compensation of a public employee. After a

roll call vote, the motion passed unanimously. *Abstain*: None. *Absent*: None.

Council adjourned into Executive Session at 8:46 p.m.

Fred Francis made a motion, seconded by Susan Willis to reconvene out of Executive Session. After a roll call vote, the motion passed unanimously. *Abstain*: None. *Absent*: None.

Council came back into session at 9:17 p.m.

ADJOURNMENT

Fred Francis made a motion, seconded by Jason Tinnerman to adjourn the meeting. The meeting adjourned at 9:18 p.m.

Linda L. Cantrell CAP-OM	Michael Coate II	
Clerk of Council	Mayor	